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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DIVISION

11 SIRHAN BISHARA SIRHAN)

12 Petitioner,)

13 vs.)

14 GEORGE GALAZA, Warden, et al.,)

15 Respondents.)
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18 _____)

No. CV 00-05686 CAS (AJW)

**PRELIMINARY INJUNCTION
ORDER**

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20 On April 10, 2011, petitioner, through designated local counsel Marjorie M. Mikels,
21 filed an ex parte application (the "Application") for a temporary restraining order ("TRO")
22 with supporting exhibits. The Application sought a TRO against Nate D. Sanders, Nate D.
23 Sanders Auctions and Michael McCowan enjoining the auction, sale, transfer or
24 conveyance of documents advertised on the website of Nate D. Sanders and Nate D.
25 Sanders, Inc., Auctions, www.natedsanderson.com, as: "Important Never Before Seen Sirhan
26 Sirhan Document Recalls the Pivotal Moments Before Killing RFK," further described in
27 part as:
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1 Four pages of handwritten notes by RFK's assassin Sirhan Sirhan, undated but
2 circa 1969, with astounding content of his movements at the Ambassador
3 Hotel the day of the murder. . . Manuscript includes an intricate map of the
4 Ambassador Hotel ballroom . . . manuscript in pencil measuring 8" by 12.5"
5 on just over four pages, is folded in thirds and has a staple at top left. . . .
6 accompanied by a Letter of Authenticity from defense investigator, Michael
7 McCowan, as well as a letter signed by both Sirhan Sirhan and McCowan,
8 giving McCowan "the right to write a book about his investigation into my
9 case. . . ."

10 On April 11, 2011, the Court granted the Application and ordered that Nate D.
11 Sanders, Nate D. Sanders Auctions, and Michael McCowan show cause, if any they have,
12 on or before April 18, 2011, as to why the Court should not issue an injunction enjoining
13 them from auctioning, selling, transferring, disclosing the contents of, or otherwise
14 conveying the above-referenced documents during the pendency of these proceedings. See
15 Dkt. 148. The Court further ordered Nate D. Sanders, Nate D. Sanders Auctions, and
16 Michael McCowan to bring the above-referenced documents to court at the time of the
17 preliminary injunction hearing. Id.

18 On April 25, 2011, the Order to Show Cause re Preliminary Injunction came on for
19 hearing. Counsel for petitioner appeared and Michael McCowan appeared pro se. Nate D.
20 Sanders and Nate D. Sanders Auctions did not appear.

21 Pursuant to the Court's order granting the Application, Michael McCowan
22 submitted to the Court those documents in his possession that are the subject of the
23 Application. Michael McCowan further requested additional time to obtain counsel to
24 represent him in this matter.

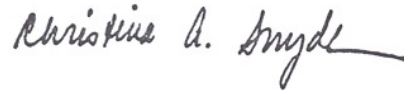
25 Having considered the submissions, the Court ORDERS Michael McCowan to
26 submit to counsel for petitioner copies of the documents presented to the Court. The
27 Court issues a preliminary injunction ENJOINING Nate D. Sanders, Nate D. Sanders
28 Auctions, and Michael McCowan from auctioning, selling, transferring, disclosing the

1 contents of, or otherwise conveying the above-referenced documents during the pendency
2 of these proceedings, and directs that the documents submitted be maintained under seal
3 until such time as the Court is able to hold a hearing to ascertain whether the documents
4 are protected by the attorney-client privilege and/or attorney work-product protection.

5 The Court sets a further hearing in this matter on June 24, 2011, at 12:00 noon for
6 purposes of determining whether the documents submitted are subject to the attorney-
7 client privilege and/or attorney work-product protection. The Court directs petitioner,
8 Nate D. Sanders, Nate D. Sanders Auctions, and Michael McCowan to submit, one week
9 prior to that hearing, a joint statement as to each document produced by Michael
10 McCowan setting forth their contentions as to whether any privilege or protection applies.

11 IT IS SO ORDERED

12 Dated: April 25, 2011



13 CHRISTINA A. SNYDER
14 UNITED STATES DISTRICT JUDGE
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